

1 THE HONORABLE JOHN C. COUGHENOUR
2
3
4
5
6

7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 JAVIER GUZMAN-SANTOS,

14 Defendant.

CASE NO. CR15-0308-JCC

MINUTE ORDER CONTINUING
EVIDENTIARY HEARING AND
TRIAL DATE

15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This matter comes before the Court on Defendant's motion to suppress (Dkt. No. 22) and
18 his second unopposed motion to continue trial (Dkt. No. 27). The Court previously scheduled an
19 evidentiary hearing on the motion to suppress for January 12, 2016. (Dkt. No. 25.)

20 Upon review of the motion to continue, the Court finds that the ends of justice will be
21 served by granting this continuance and outweigh the best interests of the public and the
22 defendant in a speedy trial and that the failure to grant a continuance of the trial date would deny
23 defense counsel the reasonable time necessary for effective preparation, taking into account the
24 exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). Trial in this matter is hereby
25 CONTINUED to May 25, 2016 at 9:30 a.m.

26 The Court finds that the ends of justice are served by this continuance due to the need for

1 more complex review of a DNA report including consultation with an expert, and the possibility
2 of additional discovery. (See Dkt. No. 27 at 1-2.) Accordingly, the period of delay from the date
3 of his order through the new trial date will be excludable under the Speedy Trial Act, 18 U.S.C.
4 § 3161(h)(7)(A).¹

5 In light of the continued trial date, the Court also hereby CONTINUES the evidentiary
6 hearing on Defendant's Motion to Suppress for Tuesday, January 26, 2016 at 9:00 a.m.

7 DATED this 5th day of January 2016.

8 William M. McCool
9 Clerk of Court

10 s/Paula McNabb
11 Deputy Clerk

22
23
24
25
26¹ The Court also notes that Mr. Guzman-Santos has executed a speedy trial waiver that will be
forthcoming. (Dkt. No. 27 at 2.)